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26 FEB 2002

THE UNITED STATES PATENT AND TRADEMARK OFFICE

Re Application of

Date : 31 January 2002

Shozo Kawanishi

Our Docket : ACO 301

Serial No. : 10/018,874

Filed : 18 December 2001

For : VISCERAL FAT DETERMINING DEVICE

Commissioner for Patents
Washington, D.C. 20231

Sir:

**SUBMISSION OF DECLARATION AND POWER OF ATTORNEY; FEE
PURSUANT TO 37 C.F.R. 1.492(e)**

Applicant submits herewith an executed Declaration and Power of Attorney in connection with the above identified application, and a check for \$130 to cover the fee required under 37 C.F.R. 1.492(e). Any questions about this submission should be directed to the undersigned.

CERTIFICATE OF MAILING

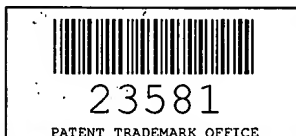
I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231, on 31 January 2002.

Mark D. Alleman

Date of Signature: 31 January 2002

Respectfully submitted;
KOLISCH, HARTWELL, DICKINSON,
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PATENT TRADEMARK OFFICE

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DECLARATION FOR PATENT APPLICATION (Foreign Agent involved)

Docket Number ACO 301

As a below named inventor, I hereby declare that:

My residence, post office address, and citizenship are as stated below next to my name.

I believe I am the original, first, and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled **VISCERAL FAT DETERMINING DEVICE**, the specification of which is attached hereto or, if the following box is checked,

☒ was filed on April 16, 2001 as PCT International Application Number PCT/JP01/03213.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR § 1.56.

I hereby claim foreign priority benefits under 35 U.S.C. § 119(a)-(d) or § 365(b) of any foreign application(s) for patent or inventor's certificate, or § 365(a) of any PCT International application which designated at least one country other than the United States, listed below and also have identified below, by checking the box, any foreign application for patent or inventor's certificate, or PCT International application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application

Priority Not Claimed

2000-116381

Japan

18 4 2000

(Number)

(Country)

(Day/Month/Year Filed)



I hereby claim the benefits under 35 U.S.C. § 119(e) of any United States provisional application(s) listed below.

(Application Number)

(Filing Date)

(Status - patented, pending, abandoned)

The undersigned hereby authorizes the U.S. attorney or agent named herein to accept and follow instructions from Arco Patent Office as to any action to be taken in the Patent and Trademark Office regarding this application without direct communication between the U.S. attorney or agent and the undersigned. In the event of a change in the persons from whom instructions may be taken, the U.S. attorney or agent named herein will be so notified by the undersigned.

I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and to transact all business in the Patent and Trademark Office connected herewith. J. Pierre Kolisch, Reg. No. 15,802; Jon M. Dickinson, Reg. No. 22,820; John M. McCormack, Reg. No. 26,948; Peter E. Heuser, Reg. No. 27,902; David P. Cooper, Reg. No. 33,372; Pierre C. Van Rysselberghe, Reg. No. 33,557; Walter W. Karnstein, Reg. No. 35,565; Charles H. DeVoe, Reg. No. 37,305; David S. D'Ascenzo, Reg. No. 39,952; Owen W. Dukelow, Reg. No. 41,002; James R. Abney, Reg. No. 42,253; Mark D. Alleman, Reg. No. 42,257; Michael M. Hall, Reg. No. 43,653; Christopher S. Tuttle, Reg. No. 41,357; Barbara A. McCoy, Reg. No. 46,077; David E. Hall, Reg. No. P-51,172; Ellen M. Gonzales, Reg. No. 44,128; Paul W. Churilla, Reg. No. 47,658; Thomas A. Dougherty, Reg. No. P-51,214; Stanley M. Hollenberg, Reg. No. 47,658; and Anton E. Skaugset, Reg. No. 38,617. Address all telephone calls to Mark D. Alleman at telephone number (503) 224-6655. Address all correspondence to Mark D. Alleman at Kolisch, Hartwell, Dickinson, McCormack & Heuser, 520 S.W. Yamhill Street, Suite 200, Portland, Oregon 97204.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of sole or first inventor (given name, family name) Shozo KAWANISHI

Inventor's signature Shozo Kawanishi Date December 18, 2001

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Full name of second inventor (given name, family name) _____

Inventor's signature _____ Date _____

Residence _____ Citizenship _____

Post Office Address _____

☐ Additional inventors are being named on separately numbered sheets attached hereto.